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STATUTORY INSTRUMENTS

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**2006 No. 1459**

**The Private Tenancies (Northern Ireland) Order 2006**

**PART VI**

**MISCELLANEOUS**

*Supplemental*

**Regulations**

**72.**—(1) The Department may make regulations—

- (a) prescribing forms for notices, certificates and other documents required or authorised under this Order;
- (b) requiring such notices, certificates and documents to contain such information as may be specified in the regulations;
- (c) prescribing anything which is required by this Order to be prescribed;
- (d) generally for carrying into effect this Order.

(2) Subject to [F1 paragraphs (3) and (3A)], regulations under this Order shall be subject to negative resolution.

[F2(3) Regulations under Article 5A, [F35C, 5D(3) or (5)], [F411G,] [F514, 14A,] 45A or 65A shall not be made unless a draft of the regulations has been laid before, and approved by a resolution of, the Assembly.

[F6(3A) Regulations under Article 11I(1) that contain provision mentioned in Article 11K(4)(d) may not be made unless a draft of the regulations has been laid before, and approved by a resolution of, the Assembly.]

(4) The Department must lay before the Assembly—

- (a) a draft of regulations under Article 5A, and
- (b) a draft of regulations under Article 65A,

not later than 18 months after the date on which the Housing (Amendment) Act (Northern Ireland) 2011 receives Royal Assent.]

[F7(5) Before laying a draft of regulations under Article 5D(5) [F8, 14 or 14A] before the Assembly, the Department must consult—

- (a) such persons as appear to it to be representative of landlords,
- (b) such persons as appear to it to be representative of tenants, and
- (c) such persons as the Department considers appropriate (which may include landlords or tenants).]

[F9(6) Before making regulations under Article 11G, the Department must consult—

- (a) the Department for the Economy and the Department of Finance,

- (b) district councils,
- (c) such persons as appear to the Department to be representative of landlords,
- (d) such persons as appear to the Department to be representative of tenants, and
- (e) such other persons as the Department considers appropriate (which may include landlords or tenants).]

[<sup>F10</sup>(7) Before making regulations under Article 11I(1), the Department must consult—

- (a) district councils,
- (b) such persons as appear to the Department to be representative of landlords,
- (c) such persons as appear to the Department to be representative of tenants, and
- (d) such other persons as the Department considers appropriate (which may include landlords or tenants).

(8) In the case of regulations that contain provision mentioned in Article 11K(4)(d), the consultation must take place before the draft of the regulations is laid before the Assembly.]

#### Textual Amendments

- F1** Words in art. 72(2) substituted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), s. 14\(2\)\(f\), Sch. 3 para. 5\(a\)](#)
- F2** [Art. 72\(3\)\(4\)](#) substituted (3.5.2011) for art. 72(3) by [Housing \(Amendment\) Act \(Northern Ireland\) 2011 \(c. 22\), ss. 9, 25\(2\)](#)
- F3** Words in art. 72(3) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), ss. 7\(3\)\(a\), 14\(2\)\(c\)](#)
- F4** Word in art. 72(3) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), s. 14\(2\)\(e\), Sch. 2 para. 5\(a\)](#)
- F5** Words in art. 72(3) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), ss. 11\(7\)\(a\), 14\(2\)\(g\)\(3\)-\(5\) \(with s. 11\(11\)\)](#)
- F6** [Art. 72\(3A\)](#) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), s. 14\(2\)\(f\), Sch. 3 para. 5\(b\)](#)
- F7** [Art. 72\(5\)](#) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), ss. 7\(3\)\(b\), 14\(2\)\(c\)](#)
- F8** Words in art. 72(5) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), ss. 11\(7\)\(b\), 14\(2\)\(g\)\(3\)-\(5\) \(with s. 11\(11\)\)](#)
- F9** [Art. 72\(6\)](#) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), s. 14\(2\)\(e\), Sch. 2 para. 5\(b\)](#)
- F10** [Art. 72\(7\)\(8\)](#) inserted (28.4.2022 for specified purposes) by [Private Tenancies Act \(Northern Ireland\) 2022 \(c. 20\), s. 14\(2\)\(f\), Sch. 3 para. 5\(c\)](#)

#### Further provision

**73.—**(1) The Department may by order make such supplementary, incidental or consequential provision as it thinks appropriate—

- (a) for the general purposes, or any particular purpose, of this Order;
- (b) in consequence of any provision made by or under this Order, or for giving full effect to it.

(2) The Department may by order make such transitional or transitory provisions and savings as it considers appropriate in connection with—

- (a) the coming into operation of any provision of this Order; or
- (b) any provision made by an order under paragraph (1).

- (3) An order under this Article may modify any statutory provision.
- (4) An order under this Article shall be subject to negative resolution.
- (5) The powers conferred by this Article are not restricted by any other provision of this Order.

#### **Minor and consequential amendments**

74. The statutory provisions mentioned in Schedule 4 shall have effect with the minor and consequential amendments specified there.

#### **Repeals**

75. Subject to any savings or transitional provisions made by or under this Order, the statutory provisions mentioned in Schedule 5 are repealed to the extent specified there.

**Changes to legislation:**

There are currently no known outstanding effects for the The Private Tenancies (Northern Ireland) Order 2006, Cross Heading: Supplemental.